

## HOUSE BILL NO. HB0227

Athletics challenge matching program.

Sponsored by: Representative(s) Wasserburger

A BILL

for

1 AN ACT relating to the University of Wyoming; establishing  
2 a challenge account to honor eight student athletes killed  
3 in a vehicle accident and to be used for funding a  
4 university athletic facilities matching program; defining  
5 terms and specifying matching program conditions for the  
6 account; and providing for an effective date.

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8 *Be It Enacted by the Legislature of the State of Wyoming:*

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10 **Section 1.** W.S. 21-16-1001(a)(ii) and by creating a  
11 new paragraph (iii) and 21-16-1003(a)(i), (ii) and by  
12 creating a new paragraph (vii) are amended to read:

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14 **21-16-1001. Definitions.**

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16 (a) As used in this article:

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1           (ii) "Qualifying contribution" means a transfer  
2 of money or other property of a value of not less than  
3 twenty-five thousand dollars (\$25,000.00), except as  
4 provided in W.S. 21-16-1003(a)(vii), to the University of  
5 Wyoming foundation to be expended exclusively for  
6 university intercollegiate athletic facilities consistent  
7 with the 2003 intercollegiate athletics plan approved by  
8 the university board of trustees and also includes  
9 contributions meeting the requirements of W.S.  
10 21-16-1003(a)(vii). The commitment for a qualifying  
11 contribution or the contribution itself shall be made  
12 during the period of time beginning September 13, 2003, and  
13 ending December 31, 2006. The contribution shall be  
14 actually received by the University of Wyoming foundation  
15 on or before December 31, 2008;~~;~~

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17           (iii) "The challenge eight account" means the  
18 account established under W.S. 21-16-1003(a)(vii) within  
19 the challenge account.

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21           **21-16-1003. Athletics challenge matching program;**  
22 **state treasurer to administer program account; matching**  
23 **payments; conditions; annual reports; reversion of**  
24 **appropriations.**

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2 (a) The state treasurer shall administer the  
3 university athletics challenge account established under  
4 this article. The following shall apply:

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6 (i) To the extent that funds are available in  
7 the challenge account, the state treasurer shall match each  
8 qualifying contribution actually received by the University  
9 of Wyoming foundation by transferring from the challenge  
10 account to the university an amount equal to the amount of  
11 the qualifying contribution. Qualifying contributions made  
12 directly to the university shall be considered qualifying  
13 contributions to the foundation for purposes of this  
14 article. Except as provided in paragraph (vii) of this  
15 subsection, the university shall expend both the qualifying  
16 contributions and the matching funds solely for the cost of  
17 establishing new or renovating existing university  
18 intercollegiate athletics facilities consistent with the  
19 2003 intercollegiate athletics plan approved by the  
20 university board of trustees. Authorized expenditures for  
21 intercollegiate athletic facilities include but are not  
22 limited to all expenditures necessary for planning,  
23 designing, procuring contractors, construction management  
24 and actual construction;

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(ii) The state treasurer shall make transfers to the university under this section not later than the end of the calendar quarter following the quarter during which the qualifying contribution is received. Except as provided in subparagraph (vii) (B) of this subsection, if a qualifying contribution is made through a series of payments or transfers, no matching funds shall be transferred by the state treasurer until the total value of all payments or transfers actually received toward the contribution totals at least twenty-five thousand dollars (\$25,000.00). Thereafter, matching funds shall be transferred as payments or transfers toward that qualifying contribution are received by the foundation;

(vii) There is created within the university athletics challenge account an account called the challenge eight account. Notwithstanding the minimum contribution requirement under W.S. 21-16-1001(a)(ii), donations to the challenge eight account shall be deemed qualifying contributions for purposes of this act subject to the following:

1                   (A) The purpose of the challenge eight  
2 account is to provide an opportunity for any person to  
3 contribute to a fund in honor of the eight (8) University  
4 of Wyoming student athletes who lost their lives on  
5 September 13, 2001. Funds deposited in the challenge eight  
6 account shall be used exclusively to improve or develop  
7 university track and field facilities toward a goal of  
8 providing a venue suitable for hosting conference  
9 championships and with appropriate recognition of the eight  
10 (8) student athletes;

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12                   (B) Matching funds shall not be  
13 transferred to the challenge eight account pursuant to  
14 paragraph (a)(i) of this section until at least one (1)  
15 donor has made a contribution to the challenge eight  
16 account of at least twenty-five thousand dollars  
17 (\$25,000.00). Thereafter, contributions to the challenge  
18 eight account of any amount within the time periods  
19 specified in subsection W.S. 21-16-1002(a)(ii) shall  
20 qualify for matching funds in accordance with this section;  
21 and

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23                   (C) A maximum of four hundred thousand  
24 dollars (\$400,000.00) in contributions to the challenge

1 eight account may be matched under this paragraph yielding  
2 a total of eight hundred thousand dollars (\$800,000.00).

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4 **Section 2.** This act is effective July 1, 2005.

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(END)